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Attorney for Defendant
WALTER SMITH

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. 2:23-CR-0112-DJC
Plaintiff,)	
vs.)	STIPULATION AND ORDER
)	CONTINUING STATUS CONFERENCE
WALTER SMITH,)	AND EXCLUDING TIME
Defendant.)	
)	Judge: Hon. Daniel J. Calabretta
)	Date: June 15, 2023
)	Time: 9:00 a.m.

Plaintiff, United States of America, and defendant, Walter Smith, hereby stipulate that the status conference scheduled for June 15, 2023, may be continued to September 14, 2023, at 9:00 a.m.

The government recently provided 1375 pages of discovery, including audio and video evidence. Additional discovery is expected. The defense requires additional time to review discovery, to investigate, and to determine what steps are needed to evaluate, prepare, and schedule the case. The parties therefore agree, and request, that the Court should exclude time under the Speedy Trial Act from the date of this order through September 24, 2023, pursuant to 18 U.S.C. section 3161(h)(7)(A) and (B)(iv) (Local Code T4). The parties agree that the period

1 of delay results from a continuance granted at the request of the defense and that the ends of
2 justice served by taking such action outweigh the best interest of the public and the defendant in
3 a speedy trial.

4 Respectfully Submitted,

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6 Dated: June 12, 2023

/s/ Tim Zindel
TIMOTHY ZINDEL
Attorney for WALTER SMITH

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9 PHILLIP A. TALBERT
United States Attorney

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11 Dated: June 12, 2023

/s/ T. Zindel for R. Yang
ROGER YANG
Assistant U.S. Attorney

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14 **ORDER**

15 The status conference is continued to September 14, 2023. Time under the Speedy Trial
16 Act is excluded for the reason set forth above, the Court finding that the ends of justice served by
17 taking such action outweigh the best interests of the public and the defendant in a speedy trial.

18 IT IS SO ORDERED.

19 Dated: June 12, 2023

/s/ Daniel J. Calabretta
THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE